

Evan Bayh Committee  
850 Fort Wayne Avenue  
Indianapolis, IN 46220

SECRETARY OF THE SENATE  
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June 14, 2004

Secretary of the Senate  
Office of Public Records  
P.O. Box 5109  
Alexandria, VA 22301-0109

Dear Mr. Secretary:

This letter is in response to the Federal Election Commission's preliminary review of the Pre-Primary Report (4/1/04- 4/14/04) of the Evan Bayh Committee. The letter (copy enclosed) indicated several questions that the Commission wanted the committee to address.

1.) Schedule A of our report disclosed one or more contributions that appear to exceed the limits set forth in the Act.

We examined all of our contributions to check for additional excessive contributions and determined that there were none. We also reviewed our procedures for processing contributions, and reinforced to staff the necessity of following the procedures at all times.

2.) To date, one or more of the apparent excessive contributions have not been refunded, re-designated, or reattributed within the sixty day time frame.

The contributions in question and the committee's response is as follows:

General Dynamics Voluntary Political Contribution Plan - According to the Commission's letter this PAC has made an excessive contribution of \$1,000 to the primary election. After researching this we discovered that we had incorrectly reported a general election contribution of 1,000 received on December 19, 2003 as a primary contribution. We have corrected our records.

Genentech, Inc. Political Action Committee and Hoffmann-La Roche Inc Good Government Committee-The Commission's letter stated that we had received excess primary contributions of \$2,500 from these affiliated PAC's. We were unaware that the PAC's were affiliated prior to the Commission's letter. We have refunded \$3,500 to Genentech ( an additional \$1,000 contribution was received after the reporting period), and a copy of that refund check is enclosed.